

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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|-------------------------------------|---|---------------------------------|
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| JAMES LAVANCE STEWART | : | |
| Plaintiff, | : | |
| | : | |
| v. | : | CIVIL ACTION NO. 06-3460 |
| | : | |
| BERKS COUNTY PRISONS WARDEN | : | |
| GEORGE WAGNER, <i>et al.</i> | : | |
| Defendants. | : | |
| <hr/> | : | |

ORDER

AND NOW, this 28th day of March 2013, upon consideration of Defendants' Motions for Sanctions and Involuntary Dismissal [Doc. Nos. 67, 69, and 71], after a hearing held on March 13, 2013, and for the reasons stated in the Memorandum Opinion entered this date, it is hereby **ORDERED** that the Motions are **GRANTED**. The Complaint is **DISMISSED WITH PREJUDICE** as to all Defendants. The Clerk is directed to **CLOSE** the case.

It is so **ORDERED**.

BY THE COURT:

/s/ **Cynthia M. Rufe**

CYNTHIA M. RUFÉ, J.